



BOARD OF COMMISSIONERS

BOARD OF COUNTY COMMISSIONERS MEETING

1:00 PM, MONDAY, MARCH 2, 2026

Allen Room - Deschutes Services Building - 1300 NW Wall Street - Bend

(541) 388-6570 | www.deschutes.org

AGENDA

MEETING FORMAT: In accordance with Oregon state law, this meeting is open to the public and can be accessed and attended in person or remotely, with the exception of any executive session.

Members of the public may view the meeting in real time via YouTube using this link: <http://bit.ly/3mmlnzy>. **To attend the meeting virtually via Zoom, see below.**

Citizen Input: The Board of Commissioners provides time during its public meetings for Citizen Input. Alternatively, comments may be submitted on any topic at any time by emailing or leaving a voice message at 541-385-1734.

When in-person comment from the public is allowed at the meeting, public comment will also be allowed via computer, phone or other virtual means.

Zoom Meeting Information: This meeting may be accessed via Zoom using a phone or computer.

- To join the meeting via Zoom from a computer, use this link: <http://bit.ly/3h3oqdD>.
- To join by phone, call 253-215-8782 and enter webinar ID # 899 4635 9970 followed by the passcode 013510.
- If joining by a browser, use the raise hand icon to indicate you would like to provide public comment, if and when allowed. If using a phone, press *9 to indicate you would like to speak and *6 to unmute yourself when you are called on.
- When it is your turn to provide testimony, you will be promoted from an attendee to a panelist. You may experience a brief pause as your meeting status changes. Once you have joined as a panelist, you will be able to turn on your camera, if you would like to.

Time estimates: The times listed on agenda items are estimates only. Generally, items will be heard in sequential order and items, including public hearings, may be heard before or after their listed times.

CALL TO ORDER

CITIZEN INPUT

The Board of Commissioners provides time during its public meetings for Citizen Input. This is an opportunity for citizens to communicate to the Commissioners. Citizen Input is not available for matters that have closed records, are presently scheduled for a quasi-judicial public hearing, or are anticipated or likely to come before the Commissioners as a future quasi-judicial public hearing. Time is limited to 3 minutes.

The Citizen Input platform is not available for and may not be utilized to communicate obscene or defamatory material.

Note: *In addition to the option of providing in-person comments at the meeting, citizen input comments may be emailed to citizeninput@deschutes.org or you may leave a brief voicemail at 541.385.1734.*

COMMISSIONER ANNOUNCEMENTS

AGENDA ITEMS

1. **1:00 PM** Work Session: BOCC direction to proceed with a public hearing to consider adoption of a new section of Deschutes County Code, to wit, DCC 2.35 – Contested Case Procedures
2. **1:10 PM** Oregon Water Resources Department Update on Current Conditions
3. **1:55 PM** Safe Parking program update from Mountain View Community Development

OTHER ITEMS

These can be any items not included on the agenda that the Commissioners wish to discuss as part of the meeting, pursuant to ORS 192.640.

EXECUTIVE SESSION

At any time during the meeting, an executive session could be called to address issues relating to ORS 192.660(2)(e), real property negotiations; ORS 192.660(2)(h), litigation; ORS 192.660(2)(d), labor negotiations; ORS 192.660(2)(b), personnel issues; or other executive session categories.

Executive sessions are closed to the public; however, with few exceptions and under specific guidelines, are open to the media.

4. Executive Session under ORS 192.660 (2) (e) Real Property Negotiations

ADJOURN



Deschutes County encourages persons with disabilities to participate in all programs and activities. This meeting/event is accessible. Accommodations including sign and other language interpreter services, assistive listening devices, materials in alternate formats such as Braille, large print, electronic formats, or language translations are available upon advance request at no cost. Please make a request at least 24 hours in advance of the meeting/event by calling Brenda Fritsvold at (541) 388-6572 or send an email to brenda.fritsvold@deschutes.org.



El condado de Deschutes anima a las personas con discapacidad a participar en todos los programas y actividades. Esta reunión/evento es accesible. Hay disponibles servicios de intérprete de lengua de señas y de otros idiomas, dispositivos de escucha asistida, materiales en formatos alternativos como braille, letra grande, formatos electrónicos, traducciones o cualquier otra adaptación, con solicitud previa y sin ningún costo. Haga su solicitud al menos 24 horas antes de la reunión/el evento llamando a Brenda Fritsvold al (541) 388-6572 o envíe un correo electrónico a brenda.fritsvold@deschutes.org.



BOARD OF COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: March 2, 2026

SUBJECT: Work Session: BOCC direction to proceed with a public hearing to consider adoption of a new section of Deschutes County Code, to wit, DCC 2.35 – Contested Case Procedures.

RECOMMENDED ACTION:

Conduct work session; receive staff input.

Direction to staff to proceed with a public hearing to consider adoption of DCC 2.35 – Contested Case Procedures.

BACKGROUND AND POLICY IMPLICATIONS:

Applicable provisions in ORS authorize the Oregon Health Authority to enter into agreements (IGA) with local governments providing for licensing, inspection and enforcement of state public and environmental health laws. ORS and the IGA obligate the County to have an administrative hearings process. The County has relied on provisions in DCC 2.37 to meet this requirement, however, DCC 2.37 is specific to contracting and procurement and is not a good fit for contested public and environmental health hearings. The proposed section 2.35 will provide a clear and ORS/IGA compliant process for processing contested matters.

BUDGET IMPACTS:

None

ATTENDANCE:

Health staff
Legal

CHAPTER 2.35 CONTESTED CASE PROCEDURES

2.35.010 Purpose; Statutory Authority

2.35.020 Contested Case Procedures

2.35.030 Civil Penalties

2.35.010 Purpose; Statutory Authority

The purpose of DCC 2.35 is to implement an administrative hearing process, compliant with applicable provisions in ORS Chp. 183 and OAR Chp. 333-157, to facilitate enforcement of public health violations, including those identified in ORS Chp.624, ORS Chp. 448, and ORS Chp. 446. This chapter shall be known as the Deschutes County Contested Case Procedures Code and may be referred to herein as “this chapter.”

HISTORY

Adopted by Ord. 2026-xxx §1 on 3/18/2026

2.35.020 Contested Case Procedures

A. Any operator of a facility or water system licensed by the County alleged to be in violation of applicable provisions of ORS Chp. 624, ORS Chp. 448, or ORS Chp. 446 and against whom Deschutes County Public Health seeks to impose civil penalties, may request an administrative hearing pursuant to this chapter.

B. “Hearings Officer” means the person designed by the County to preside over administrative hearings conducted pursuant to this chapter. The person so designated may not have any direct personal or financial interest in the contested matter.

C. For purposes of this section, “Operator of a Licensed Facility or System” means:

1. Each person entitled as of right to a hearing before the Board;
2. Each person named by the County to be the owner or operator of a licensed facility or system; or
3. Any person or entity requesting to participate in the administrative hearing as a party or in a limited party status and the County determines either has an interest in the outcome of the County’s administrative hearing or represents a public interest in such result.

D. Filing Request for Administrative Hearing. The operator of the licensed facility or system must file and the County must receive a written (hard copy, not fax or electronic) Request for Administrative Hearing no later than twenty-one (21) days after receipt of the County's Notice of Intent to: deny, revoke, or suspend a license, or to levy civil penalties due to operation of a facility or drinking water system without required permit and inspections. If the twenty-first day falls on a Saturday, Sunday or legal holiday, the deadline shall be extended to the next regular business day. The Notice of Intent shall be deemed received no later than three (3) days after issuance of same.

E. Parties may elect to be represented by counsel and to respond and present evidence and argument on all issues involved.

F. Unless precluded by law, informal disposition may be made of any case by stipulation, agreed settlement, consent order, default or written agreement.

G. The assigned Hearings Officer shall place on the record a statement of the substance of any written or oral ex parte communications, if any, on a fact in issue made to the Hearings Officer during the pendency of the proceeding and notify the parties of the communication and of their right to rebut such communications.

H. The record in support of a decision shall be made at the time set for hearing or any extension thereof approved by the Hearings Officer. Testimony may be given without oath or affirmation. Cross-examination of witnesses by parties shall not be allowed. Provided however, the Hearings Officer may question any witness appearing before him/her. A verbatim oral, written or mechanical record shall be made of all motions, rulings and testimony. The Hearings Officer shall ensure that the record developed at the hearing shows a full and fair inquiry into the facts necessary for consideration of all issues properly before the Hearings Officer. The record need not be transcribed unless requested for purposes of court review. The party requesting transcription shall pay the cost thereof.

I. Evidence in contested cases. In contested cases:

1. Irrelevant, immaterial or unduly repetitious evidence shall be excluded but erroneous rulings on evidence shall not preclude action on the record if shown to have substantially prejudiced the rights of a party. All other evidence of a type commonly relied upon by reasonably prudent persons in the conduct of their serious affairs shall be admissible. The Hearings Officer shall give effect to the rules of privilege recognized by law. Objections to evidentiary offers may be made and shall be noted in the record. Any part of the evidence may be received in written form.

2. All evidence shall be offered and made a part of the record in the case, and except for matters stipulated to and except as provided in paragraph (4) of this subsection, no

other factual information or evidence shall be considered in the determination of the case. Documentary evidence may be received in the form of copies or excerpts, or by incorporation by reference. The burden of presenting evidence to support a fact or position in a case rests on the proponent of the fact or position.

3. Every party shall have the right to submit rebuttal evidence.

4. The Hearings Officer may take notice of judicially cognizable facts. Parties shall be notified at any time during the proceeding but in any event prior to the final decision of material officially noticed and they shall be afforded an opportunity to contest the facts so noticed.

5. Cross-examination of witnesses is not allowed, however, questions may be tendered to the Hearings Officer who may then direct all or some of such questions to a witness.

J. Costs. The Hearings Officer may allocate the County's costs for the hearing between the operator of the licensed facility or system and the County. The allocation shall be based upon facts found by the Hearings Officer and stated in the Hearing Officer's decision that, in the Hearings Officer's opinion, warrant such allocation of costs. If the Hearings Officer does not allocate costs, the costs shall be paid in full by the operator of the licensed facility or system.

K. The Hearings Officer shall issue a written, proposed final order, including findings of fact, conclusions of law, and imposition of civil penalty, if any, and furnish a copy thereof on all parties. The proposed order shall become final no later than seven (7) days following the date of the proposed order, unless the Hearings Officer within that period issues an amended order.

HISTORY

Adopted by Ord. 2026-xxx §1 on 3/18/2026

2.35.030 Civil Penalties

The Hearings Officer is authorized to impose civil penalties as allowed by ORS Chp. 183 and OAR Chp. 333.

HISTORY

Adopted by Ord. 2026-xxx §1 on 3/18/2026



BOARD OF COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: March 2, 2026

SUBJECT: Oregon Water Resources Department Update on Current Conditions

RECOMMENDED MOTION:
N/A—information only.

BACKGROUND AND POLICY IMPLICATIONS:

The Oregon Water Resources Department (OWRD) serves the responsible management of water across Oregon by addressing water supply needs and ensuring the long-term sustainability of key ecosystems.

Jeremy Giffin, OWRD’s Watermaster for Central Oregon, and OWRD Hydrogeologist Joe Kemper will present an update on the current conditions of the Deschutes basin along with current and projected reservoir levels and river and stream flows, based on seasonal precipitation and other related factors and issues.

BUDGET IMPACTS:
None

ATTENDANCE:
Jeremy Giffin, OWRD Watermaster for Central Oregon
Joe Kemper, OWRD Hydrogeologist



BOARD OF COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: March 2, 2026

SUBJECT: Safe Parking program update from Mountain View Community Development

RECOMMENDED MOTION:

N/A—discussion only at this time.

BACKGROUND AND POLICY IMPLICATIONS:

Mountain View Community Development (MVCD) will present an overall Safe Parking program update, which will include the following two sites.

In March 2024, the County and Mountain View Community Development (MVCD) executed a 2-year lease amendment for in-kind use of +/- 1.07-acres of County-owned property in Redmond at SE 7th & SE Evergreen for Safe Parking; said amendment expires March 31, 2026.

In June 2025, the County and MVCD executed a 1-year lease for in-kind use of +/- 0.25-acres of County-owned property in Bend at 20355 Poe Sholes Drive for Safe Parking including micro-shelters; lease expires June 30, 2026, but may be extended in 2-year increments. When the lease was approved, the Board requested a status update at the 3-month mark from time of first occupancy, which occurred early December 2025.

At the conclusion of MVCD’s presentation, if the Board supports continued use of the sites for Safe Parking, staff will return with a Consent Agenda item to memorialize recurring 2-year term extensions specific to the SE 7th & SE Evergreen site. Note that both leases may be terminated by either party with a 90-day written notice.

BUDGET IMPACTS:

None

ATTENDANCE:

Kristie Bollinger – Deschutes County Property Management
John Edwards Russell – Program Operations Director, Mountain View Community Development



We're taking on
homelessness
in Central
Oregon.

And we need your help.

The number of unhoused people in Central Oregon has been

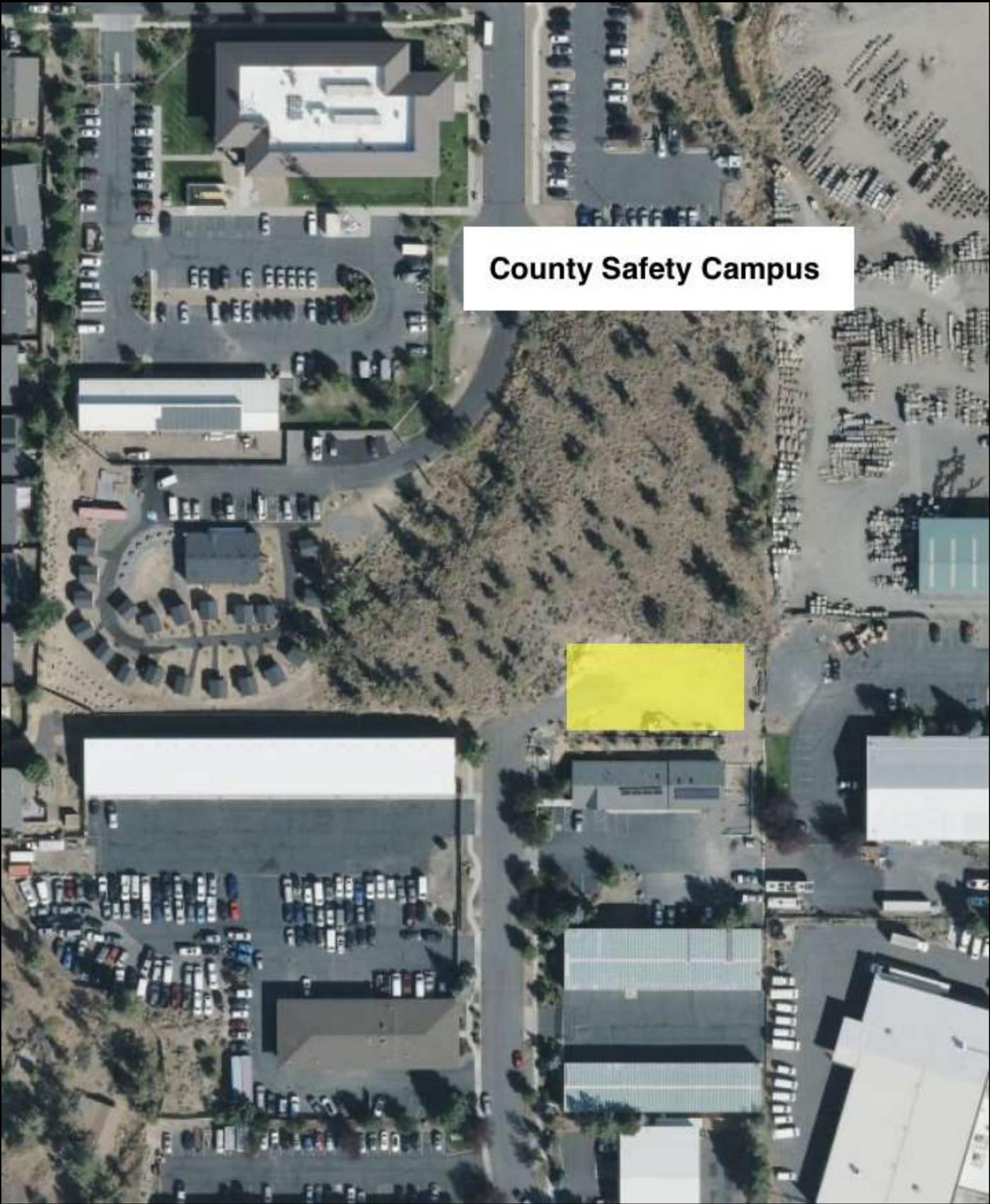


Safe Parking & microshelters are a safe, legal, sanitary place while working with a case manager toward stable housing

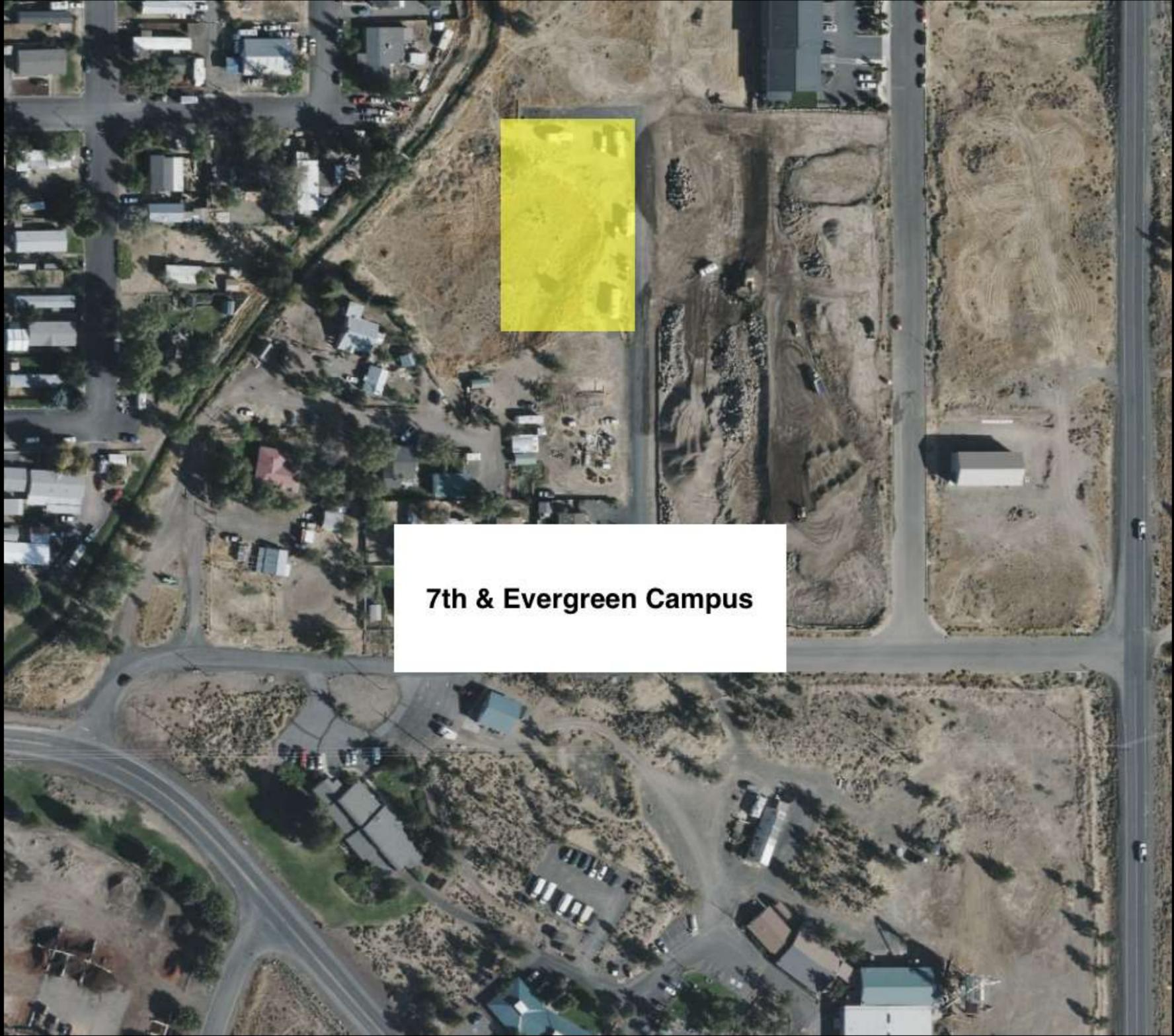


Safe Parking & microshelters are a safe, legal, sanitary place while working with a case manager toward stable housing





County Safety Campus



7th & Evergreen Campus

Mountain View Community Development Rehousing Data

52% rehoused in the last 2.5 years,
184 people exited;
95 into permanent housing

50-60 people per night in shelter

Avg stay 4.7 months (2025 data)

Rehoused 111 individuals since
start of program in 2022



Basic Rules for Participants

Work with a case manager 1x/wk on a housing plan

Be a good neighbor

- Dogs on a leash, cleanup after
- Quiet hours
- No visitors
- No drugs, alcohol, weapons onsite
- Limited items outside of unit

Host Sites

Bend

- Westside Church
- County Safety Campus
- Church #2
- City of Bend

Redmond

- Mountain View Fellowship
- Community Presbyterian
- City of Redmond x2- 1 paused
- Deschutes County
- Redmond Athletic Center
- Fuel Safe
- VFW

City Ordinances

Bend

- 6 unit maximum
- Neighbor notification
- Commercial, industrial, residential zones
- 500' no unauthorized camping
- No open flames
- No fees/rent

Redmond

- 8 unit maximum
- Neighbor notification
- Commercial, industrial, residential zones, not core downtown
- 500' no unauthorized camping
- No open flames
- No fees/rent

Shower & Laundry Access 1771 appointments for 2025

